

1  
2  
3  
4  
5

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

9 PATRICK CHARLES McKENNA,  
10 Petitioner,  
11 vs.  
12 E.K. McDANIEL, *et al.*,  
13 Respondents.  
14

2:11-cv-00191-JCM-PAL

## ORDER

15 This action is a petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2254 by  
16 Patrick Charles McKenna, a Nevada prisoner under sentence of death.

On February 9, 2011, the court granted petitioner's motion for appointment of counsel, and appointed the Federal Public Defender's office (FPD) as his counsel. Docket #6.

19 On February 25, 2011, Deputy Attorney General Michael Bongard of the Nevada Attorney  
20 General's office filed a notice of appearance for the respondents. Docket #9. On the same day,  
21 Assistant Public Defender Gary Taylor filed notice that the FPD accepts representation of the  
22 petitioner. Docket #10.

23 The court will now set a scheduling conference. In advance of the conference, counsel for  
24 both petitioner and respondents will be expected to become familiar with the case, if they have not  
25 already done so. During this time, counsel for petitioner should meet with the petitioner (if he has  
26 not already done so), confer with the petitioner's previous counsel, and gather the case files and

1 || court records relative to this action.

Also, during this time, counsel for petitioner and counsel for respondents should confer with each other regarding the anticipated course of proceedings in the action.

4           **IT IS ORDERED THAT** a telephonic status conference is scheduled for **Monday, June 13,**  
5 **2011, at 10:00 a.m.** At the conference, counsel for petitioner shall be prepared to advise the court  
6 whether the complete state-court record has been obtained, and, if not, what portions are missing,  
7 why they are missing, what efforts have been made to obtain them, and how long it will take to  
8 obtain them. Counsel for petitioner and counsel for respondents shall be prepared to discuss the  
9 schedule for further litigation of this action. Counsel for petitioner and counsel for respondents shall  
10 be available at their respective telephone numbers ((702) 388-6577 for petitioner's counsel, and  
11 (775) 289-1630 for respondents' counsel) at the time set for the telephonic status conference or,  
12 alternatively, counsel may contact David Oakes((702) 464-5413) to make other arrangements.

13 DATED: March 8, 2011

14

15

16

17

18

19

20

21

22

23

24

25

26

Xem C. Mahan  
UNITED STATES DISTRICT JUDGE